

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEW MEXICO**

BENCHMARK ELECTRICAL  
SOLUTIONS, INC.,  
Plaintiff,

v.

No. CV 18-436 MV/CG

NATIONAL SPECIALTY  
INSURANCE COMPANY, et al.,  
Defendants.

**ORDER ADOPTING CHIEF MAGISTRATE JUDGE'S  
PROPOSED FINDINGS AND RECOMMENDED DISPOSITION**

**THIS MATTER** is before the Court on the Chief Magistrate Judge's *Proposed Findings and Recommended Disposition* (the "PFRD"), (Doc. 53), filed July 16, 2019. In the PFRD, the Chief Magistrate Judge recommended that Plaintiff Benchmark Electrical Solutions, Inc.'s *Motion for Default Judgment on First Cause of Action Against Defendant DanCar Energy Construction, LLC.*, (Doc. 36), be denied and Defendants' *DanCar Energy Construction LLC and National Specialty Insurance Company's Motion to Vacate Default*, (Doc. 41), be granted. (Doc. 53). The parties were notified that written objections to the PFRD were due within fourteen days. *Id.* at 9. No objections have been filed and the deadline of July 30, 2019, has passed. The recommendations of the Chief Magistrate Judge are therefore adopted by this Court.

**IT IS THEREFORE ORDERED** that Plaintiff Benchmark Electrical Solutions, Inc.'s *Motion for Default Judgment on First Cause of Action Against Defendant DanCar Energy Construction, LLC.*, (Doc. 36), is **DENIED** and Defendants' *DanCar Energy Construction LLC and National Specialty Insurance Company's Motion to Vacate Default*, (Doc. 41), is **GRANTED**.

  
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THE HONORABLE MARTHA VÁZQUEZ  
UNITED STATES DISTRICT JUDGE